

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:19-cv-00774-CJN**

AMERICAN OVERSIGHT v. U.S. DEPARTMENT OF
JUSTICE et al
Assigned to: Judge Carl J. Nichols
Cause: 05:552 Freedom of Information Act

Date Filed: 03/20/2019
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

AMERICAN OVERSIGHT

represented by **Katherine Marie Anthony**
AMERICAN OVERSIGHT
1030 15th Street, NW
Suite B255
Washington, DC 20005
(202) 897-3918
Fax: (202) 871-6523
Email: katherine.anthony@americanoversight.org
PRO HAC VICE
ATTORNEY TO BE NOTICED

Sara Kaiser Creighton
AMERICAN OVERSIGHT
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Email: sara.creighton@americanoversight.org
ATTORNEY TO BE NOTICED

V.

Defendant

U.S. DEPARTMENT OF JUSTICE

represented by **Johnny Hillary Walker , III**
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
Washington, DC 20530
(202) 252-2575
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Email: johnny.walker@usdoj.gov
TERMINATED: 05/06/2019
LEAD ATTORNEY

Joshua M. Kolsky
U.S. ATTORNEY'S OFFICE FOR THE
DISTRICT OF COLUMBIA
555 Fourth Street, NW
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Fax: (202) 252-2599
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

U.S. DEPARTMENT OF STATE

represented by **Johnny Hillary Walker , III**
(See above for address)

TERMINATED: 05/06/2019
LEAD ATTORNEY

Joshua M. Kolsky
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**U.S. DEPARTMENT OF HEALTH
AND HUMAN SERVICES**

represented by **Johnny Hillary Walker , III**
(See above for address)
TERMINATED: 05/06/2019
LEAD ATTORNEY

Joshua M. Kolsky
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**ADMINISTRATION FOR
CHILDREN AND FAMILIES**

represented by **Johnny Hillary Walker , III**
(See above for address)
TERMINATED: 05/06/2019
LEAD ATTORNEY

Joshua M. Kolsky
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**U.S. DEPARTMENT OF
HOMELAND SECURITY**

represented by **Johnny Hillary Walker , III**
(See above for address)
TERMINATED: 05/06/2019
LEAD ATTORNEY

Joshua M. Kolsky
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**U.S. CUSTOMS AND BORDER
PROTECTION**

represented by **Johnny Hillary Walker , III**
(See above for address)
TERMINATED: 05/06/2019
LEAD ATTORNEY

Joshua M. Kolsky
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**U.S. IMMIGRATION AND
CUSTOMS ENFORCEMENT**

represented by **Johnny Hillary Walker , III**
(See above for address)
TERMINATED: 05/06/2019
LEAD ATTORNEY

Joshua M. Kolsky
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant**U.S. CITIZENSHIP AND
IMMIGRATION SERVICES**represented by **Johnny Hillary Walker , III**
(See above for address)
TERMINATED: 05/06/2019
LEAD ATTORNEY**Joshua M. Kolsky**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
03/20/2019	<u>1</u>	COMPLAINT against ADMINISTRATION FOR CHILDREN AND FAMILIES, U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (Filing fee \$ 400 receipt number 0090-6011657) filed by AMERICAN OVERSIGHT. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H, # <u>9</u> Exhibit I, # <u>10</u> Exhibit J, # <u>11</u> Exhibit K, # <u>12</u> Civil Cover Sheet, # <u>13</u> Summons for USAO, # <u>14</u> Summons for AG, # <u>15</u> Summons for DOJ, # <u>16</u> Summons for State, # <u>17</u> Summons for HHS, # <u>18</u> Summons for ACF, # <u>19</u> Summons for DHS, # <u>20</u> Summons for ICE, # <u>21</u> Summons for USCIS, # <u>22</u> Summons for CBP)(Creighton, Sara) (Entered: 03/20/2019)
03/20/2019	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by AMERICAN OVERSIGHT (Creighton, Sara) (Entered: 03/20/2019)
03/21/2019		Case Assigned to Judge Rudolph Contreras. (zef,) (Entered: 03/21/2019)
03/21/2019	<u>3</u>	SUMMONS (10) Issued Electronically as to ADMINISTRATION FOR CHILDREN AND FAMILIES, U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT, U.S. Attorney and U.S. Attorney General. (Attachments: # <u>1</u> Notice and Consent)(zef,) (Entered: 03/21/2019)
03/25/2019		NOTICE OF CORRECTED DOCKET ENTRY: re <u>3</u> Summons Issued Electronically as to US IMMIGRATION AND CUSTOMS ENFORCEMENT did not have Court seal. Summons to US IMMIGRATION AND CUSTOMS ENFORCEMENT will be re-issued for 03/25/2019 with Court seal. (zef,) (Entered: 03/25/2019)
03/25/2019	<u>4</u>	SUMMONS (1) Issued Electronically as to U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT. (Attachments: # <u>1</u> Notice and Consent)(zef,) (Entered: 03/25/2019)
03/26/2019	<u>5</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Katherine M. Anthony, :Firm- American Oversight, :Address- 1030 15th Street NW B-255, Washington, DC 20005. Phone No. - (202) 897-3918. Fax No. - (202) 871-6523 Filing fee \$ 100, receipt number 0090-6022966. Fee Status: Fee Paid. by AMERICAN OVERSIGHT (Creighton, Sara) (Entered: 03/26/2019)
03/27/2019		MINUTE ORDER granting <u>5</u> Motion for Leave to Appear <i>Pro Hac Vice</i> : Pursuant to Local Civil Rule 83.2(d), it is hereby ORDERED that Katherine Marie Anthony is admitted to represent Plaintiff American Oversight <i>pro hac vice</i> in this case. The Court notes, however, that once Ms. Anthony is admitted to the District of Columbia Bar, she must promptly apply for admission to this Court's bar, and she may no longer assume that her motions for leave to appear <i>pro hac vice</i> before this Court will be granted. SO ORDERED. Signed by Judge Rudolph Contreras on March 27, 2019. (lcrc3) (Entered: 03/27/2019)

04/02/2019	<u>6</u>	NOTICE of Appearance by Johnny Hillary Walker, III on behalf of All Defendants (Walker, Johnny) (Entered: 04/02/2019)
04/10/2019	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 3/22/2019. (Answer due for ALL FEDERAL DEFENDANTS by 4/21/2019.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 4/1/2019., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. ADMINISTRATION FOR CHILDREN AND FAMILIES served on 3/29/2019; U.S. CITIZENSHIP AND IMMIGRATION SERVICES served on 3/29/2019; U.S. CUSTOMS AND BORDER PROTECTION served on 3/29/2019; U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES served on 3/29/2019; U.S. DEPARTMENT OF HOMELAND SECURITY served on 3/29/2019; U.S. DEPARTMENT OF JUSTICE served on 4/1/2019; U.S. DEPARTMENT OF STATE served on 4/1/2019; U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT served on 3/29/2019 (Attachments: # <u>1</u> Declaration of Clay M. Goode)(Anthony, Katherine) (Entered: 04/10/2019)
04/19/2019	<u>8</u>	Consent MOTION for Extension of Time to File Answer by ADMINISTRATION FOR CHILDREN AND FAMILIES, U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (Attachments: # <u>1</u> Text of Proposed Order)(Walker, Johnny) (Entered: 04/19/2019)
04/22/2019		MINUTE ORDER granting <u>8</u> Defendants' Consent Motion for Extension of Time: It is hereby ORDERED that Defendants shall answer the complaint on or before May 6, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on April 22, 2019. (lcrc3) (Entered: 04/22/2019)
04/23/2019		Set/Reset Deadlines: Answer due by 5/6/2019. (tj) (Entered: 04/23/2019)
05/06/2019	<u>9</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Joshua M. Kolsky on behalf of ADMINISTRATION FOR CHILDREN AND FAMILIES, U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT Substituting for attorney Johnny Walker (Kolsky, Joshua) (Entered: 05/06/2019)
05/06/2019	<u>10</u>	ANSWER to Complaint by ADMINISTRATION FOR CHILDREN AND FAMILIES, U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT.(Kolsky, Joshua) (Entered: 05/06/2019)
05/07/2019		MINUTE ORDER: It is hereby ORDERED that the parties shall meet, confer, and jointly submit a proposed briefing schedule by May 21, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on 05-07-2019. (lcrc3) (Entered: 05/07/2019)
05/07/2019		Set/Reset Deadlines: Proposed Briefing Schedule due by 5/21/2019 (tj) (Entered: 05/07/2019)
05/21/2019	<u>11</u>	Joint STATUS REPORT by AMERICAN OVERSIGHT. (Anthony, Katherine) (Entered: 05/21/2019)
05/21/2019		MINUTE ORDER: Upon consideration of <u>11</u> the parties' joint status report, it is hereby ORDERED that the parties shall submit another joint status report on or before July 1, 2019. SO ORDERED. Signed by Judge Rudolph Contreras on May 21, 2019. (lcrc3) (Entered: 05/21/2019)
05/22/2019		Set/Reset Deadlines: Status Report due by 7/1/2019. (tj) (Entered: 05/22/2019)

06/26/2019		Case directly reassigned to Judge Carl J. Nichols. Judge Rudolph Contreras is no longer assigned to the case. (rj) (Entered: 06/26/2019)
07/01/2019	<u>12</u>	Joint STATUS REPORT by ADMINISTRATION FOR CHILDREN AND FAMILIES, U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT. (Kolsky, Joshua) (Entered: 07/01/2019)
07/31/2019	<u>13</u>	Joint STATUS REPORT by ADMINISTRATION FOR CHILDREN AND FAMILIES, U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT. (Attachments: # <u>1</u> Text of Proposed Order)(Kolsky, Joshua) (Entered: 07/31/2019)
08/02/2019		MINUTE ORDER. In light of the Parties' <u>13</u> Joint Status Report, it is hereby ORDERED that the Parties shall submit an additional Joint Status Report by September 30, 2019. Signed by Judge Carl J. Nichols on August 2, 2019. (lccjn1) (Entered: 08/02/2019)
08/02/2019		Set/Reset Deadlines: Parties Additional Joint Status Report due by 9/30/2019. (mac) (Entered: 08/02/2019)
09/30/2019	<u>14</u>	Joint STATUS REPORT by AMERICAN OVERSIGHT. (Attachments: # <u>1</u> Text of Proposed Order)(Anthony, Katherine) (Entered: 09/30/2019)
10/02/2019		MINUTE ORDER. Upon review of the Parties' <u>14</u> Joint Status Report, it is hereby ORDERED that the Parties shall submit a Joint Status Report by October 30, 2019. Signed by Judge Carl J. Nichols on October 2, 2019. (lccjn2) (Entered: 10/02/2019)
10/02/2019		Set/Reset Deadlines/Hearings: Joint Status Report due by 10/30/2019. (zcdw) (Entered: 10/03/2019)
10/30/2019	<u>15</u>	Unopposed MOTION for Extension of Time to File <i>Joint Status Report</i> by ADMINISTRATION FOR CHILDREN AND FAMILIES, U.S. CITIZENSHIP AND IMMIGRATION SERVICES, U.S. CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF JUSTICE, U.S. DEPARTMENT OF STATE, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT (Attachments: # <u>1</u> Text of Proposed Order)(Kolsky, Joshua) (Entered: 10/30/2019)
11/01/2019	<u>16</u>	Joint STATUS REPORT by AMERICAN OVERSIGHT. (Attachments: # <u>1</u> Text of Proposed Order)(Anthony, Katherine) (Entered: 11/01/2019)